



# SYNOPSIS

Prefiled House Bills and Joint Resolutions  
2016 Maryland General Assembly Session

**January 13, 2016**  
**Schedule 1**

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**PLEASE NOTE:** The following legislation was prefiled for the 2016 Session.

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## **HOUSE BILLS INTRODUCED JANUARY 13, 2016**

### **HB 1 Delegates Barve and Beidle**

MOTOR VEHICLES – SPECIAL REGISTRATION PLATES –  
CONFEDERATE BATTLE FLAG

Prohibiting the Motor Vehicle Administration from authorizing the display of an emblem or a logo that depicts the Confederate battle flag on special registration plates or a special registration plate; prohibiting the Administration from renewing the registration of a motor vehicle that displays an emblem or a logo that depicts the Confederate battle flag on its special registration plates or plate until the special registration plates or plate is returned to the Administration in exchange for substitute registration plates; etc.

EFFECTIVE OCTOBER 1, 2016

TR, §§ 13-502.1 and 13-619 - amended

Assigned to: Environment and Transportation

### **Department of Legislative Services**

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**HB 2      Delegate O'Donnell****CEDAR HOPE CHESTS – PROHIBITION ON MANUFACTURE, IMPORT, AND SALE (MCKENNA'S LAW)**

Prohibiting a person from selling or importing, offering, or manufacturing for sale a cedar hope chest that has a design identified by the United States Consumer Product Safety Commission as presenting a risk of suffocation death to children who could become entrapped in the chest and has a lid latch that locks automatically and cannot be unlocked from the inside; providing a civil penalty not to exceed \$1,000 for a first violation of the Act and up to \$2,500 for a subsequent violation; etc.

EFFECTIVE OCTOBER 1, 2016

HG, § 24-307 - added

Assigned to: Health and Government Operations

**HB 3      Delegate Davis****PUBLIC UTILITIES – TRANSPORTATION NETWORK SERVICES AND FOR-HIRE TRANSPORTATION – CLARIFICATIONS**

Clarifying provisions relating to transportation network services; providing that a consumer reporting agency as defined under specified provisions of law or a comparable entity approved by the Public Service Commission may conduct a national criminal history records check for sedan companies, limousine companies, taxicab companies, and transportation network companies; prohibiting a person from operating a transportation network company in the State unless the person has been issued a specified permit by the Commission; etc.

EMERGENCY BILL

IN and PU, Various Sections and Ch. 204 of the Acts of 2015, § 2 - amended and PU, § 10-403.1 - added

Assigned to: Economic Matters

**HB 4      Delegate A. Miller****CRIMINAL PROCEDURE – DOMESTIC VIOLENCE – ACTIVE ELECTRONIC MONITORING (AMBER’S LAW)**

Authorizing the court, as a condition of a defendant’s pretrial release on a charge of violating a protective order or if the court suspends the sentence of a defendant convicted of failing to comply with relief granted in an interim protective order, a temporary protective order, or a final protective order, to order that the defendant be supervised by active electronic monitoring; requiring a defendant to pay monitoring fees; and authorizing the court to exempt the defendant from the fees under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2016

CP, §§ 5-202(e) and 6-221 - amended

Assigned to: Judiciary

**HB 5      Delegate Shoemaker****DEPARTMENT OF GENERAL SERVICES – DECLARATION AND DISPOSAL OF EXCESS AND SURPLUS PROPERTY – GOVERNMENT HOUSE FURNISHINGS**

Providing that furnishings used in the Government House may be deemed excess personal property or surplus personal property only by the Government House Trust; prohibiting the Secretary of General Services or the Secretary’s designee from selling, giving, or otherwise transferring ownership of specified furnishings directly to the Governor or a former Governor unless the Governor or former Governor participates in a specified auction; and providing for the application of a specified provision of the Act.

EFFECTIVE OCTOBER 1, 2016

SF, §§ 4-502 and 4-504 - amended

Assigned to: Health and Government Operations

**HB 6 Delegate K. Young****CRIMINAL LAW – IMPROPER PRESCRIPTION OF CONTROLLED DANGEROUS SUBSTANCE RESULTING IN DEATH**

Prohibiting an authorized provider from prescribing, administering, distributing, or dispensing a controlled dangerous substance to a person if such practice is not in conformity with specified provisions of law and the standards of the authorized provider's profession relating to controlled dangerous substances and the person's use or ingestion of the controlled dangerous substance is a contributing cause of the person's death; establishing penalties of up to 20 years in prison or a fine of up to \$100,000 or both; etc.

EFFECTIVE OCTOBER 1, 2016

CR, § 5-902.1 - added

Assigned to: Judiciary

**HB 7 Delegate Sophocleus****FAMILY LAW – CHILD ABUSE AND NEGLECT – EXPUNGEMENT OF REPORTS AND RECORDS – TIME PERIOD**

Requiring a local department of social services to maintain specified reports of suspected abuse or neglect and all assessments and investigative findings for at least 5 years after the date of referral under specified circumstances; and increasing the time period after which a local department is required to expunge specified reports and records of suspected child abuse and neglect.

EFFECTIVE OCTOBER 1, 2016

FL, § 5-707 - amended

Assigned to: Judiciary

**HB 8 Delegate Beidle****TASK FORCE TO STUDY ISSUES RELATED TO THE USE OF SELF-DRIVING VEHICLES**

Establishing the Task Force to Study Issues Related to the Use of Self-Driving Vehicles; requiring the Task Force to determine the most effective and appropriate best practices for governing self-driving vehicles based on a review of specified information; providing for the composition, chair, and staffing of the Task Force; requiring the Task Force to make specified recommendations; requiring the Task Force to report its findings and recommendations to the Governor and the General Assembly on or before January 1, 2018; etc.

EFFECTIVE JUNE 1, 2016

TR, § 2-404 - added

Assigned to: Environment and Transportation

**HB 9 Baltimore County Delegation****BALTIMORE COUNTY – ORPHANS’ COURT JUDGES –  
COMPENSATION**

Repealing provisions of law that establish the annual compensation of the judges of the Orphans’ Court for Baltimore County; requiring the annual compensation of the judges of the Orphans’ Court for Baltimore County to be set by the County Executive and the County Council in accordance with specified provisions of the Baltimore County Code; applying the Act to the salary or compensation of the judges of the Orphans’ Court for Baltimore County at the beginning of the next following term of office with specified exceptions; etc.

EFFECTIVE OCTOBER 1, 2016

ET, § 2-108(e) - repealed and added

Assigned to: Health and Government Operations

**HB 10 Delegate Gaines****TRANSFER TAX REPAYMENT – USE OF FUNDS**

Requiring that a specified appropriation to Program Open Space representing transfers to the General Fund in fiscal year 2006 may be used only for specified capital purposes related to critical maintenance projects in the Department of Natural Resources and Natural Resources Development Fund Projects in the Department of Natural Resources.

EFFECTIVE JUNE 1, 2016

TP, § 13-209(g) - amended

Assigned to: Appropriations

**HB 11 Delegate Hill****HEALTH INSURANCE – IN VITRO FERTILIZATION – USE OF  
SPOUSE’S SPERM – EXCEPTION**

Altering the circumstances under which insurers, nonprofit health service plans, and health maintenance organizations must provide benefits for expenses arising from in vitro fertilization procedures; providing an exception to the required use of a spouse’s sperm to fertilize the oocytes of a patient whose spouse is of the opposite sex; and providing the Act shall apply to all policies, contracts, and health benefit plans issued, delivered, renewed, or in force in the State on or after July 1, 2016.

EFFECTIVE JULY 1, 2016

IN, § 15-810 - amended

Assigned to: Health and Government Operations

**HB 12      Delegate Wivell****CRIMINAL LAW – IMPERSONATING A MEMBER OF THE MILITARY  
– PENALTIES**

Prohibiting a person from knowingly misrepresenting the person as a member or veteran of the United States armed forces or falsely holding the person out to be a recipient of a military award, in order to obtain a tangible benefit; and establishing a penalty of imprisonment not to exceed 9 months or a fine of not more than \$10,000, or both, for a violation of the Act.

EFFECTIVE OCTOBER 1, 2016

CR, § 8-906 - added

Assigned to: Judiciary

**HB 13      Delegate Buckel****WORKERS' COMPENSATION – HEART DISEASE AND  
HYPERTENSION PRESUMPTION – STATE CORRECTIONAL  
OFFICERS**

Extending the presumption of compensability under the workers' compensation law to include, under specified conditions, State correctional officers who suffer from heart disease or hypertension resulting in partial or total disability or death; requiring current State correctional officers to submit specified medical information to the Secretary of Public Safety and Correctional Services; allowing benefits under the Act to be added to retirement benefits subject to a specified limitation; etc.

EFFECTIVE OCTOBER 1, 2016

LE, §§ 9-503(b) and (e) and 9-628(a) - amended

Assigned to: Economic Matters

**HB 14      Delegate Kipke****NATURAL RESOURCES – VESSEL EXCISE TAX CAP – REPEAL OF  
TERMINATION**

Making permanent a \$15,000 limit on the amount of the vessel excise tax that may be imposed on any vessel.

EFFECTIVE JUNE 1, 2016

Chapter 180 of the Acts of 2013, § 6 - amended

Assigned to: Ways and Means

**HB 15 Delegates Szeliga and Cassilly****HARFORD COUNTY – SUSPECTED OVERDOSES – REPORTING REQUIREMENT**

Requiring specified individuals who treat or are in charge of a hospital that treats an individual in Harford County for a suspected overdose that was caused or shows evidence of having been caused by a Schedule I controlled dangerous substance to notify the county sheriff, county police, or the Department of State Police of the suspected overdose within 48 hours after the individual is treated; requiring that a report of a suspected overdose include specified information; and establishing a specified penalty.

EFFECTIVE OCTOBER 1, 2016

HG, § 20-704 - added

Assigned to: Health and Government Operations

**HB 16 Delegate Metzgar****MARRIAGE – RELIGIOUS ORGANIZATIONS – PROTECTIONS**

Codifying specified provisions of law establishing protections for specified individuals and entities that refuse to solemnize specified marriages or provide specified services, accommodations, or goods related to marriage if the individuals or entities have a specified relationship with specified religious organizations; prohibiting specified officials from being required to solemnize or officiate a particular marriage or religious rite of a marriage under specified circumstances; and providing for the construction of the Act.

EFFECTIVE OCTOBER 1, 2016

FL, § 2-406(h) and (i) - added

Assigned to: Judiciary

**HB 17 Delegate McConkey****FIREARMS – DIGITAL FINGERPRINT RECORD – PERMIT RENEWAL**

Requiring the Secretary of State Police to take and maintain a set of digital fingerprints for each applicant for a permit to carry, wear, or transport a handgun; and specifying that a person who applies for the renewal of a handgun permit is not required to provide a set of fingerprints beyond the digital fingerprints required by a specified provision of law unless the Secretary expressly determines that the applicant must provide a new set of fingerprints to resolve a question of that applicant's identity.

EFFECTIVE OCTOBER 1, 2016

PS, §§ 5-305(c) and 5-309 - amended

Assigned to: Judiciary

**HB 18 Delegate Haynes****MARYLAND EDUCATION OPPORTUNITY ACT OF 2016**

Exempting recent high school graduates from payment of tuition to attend a community college in the State under specified circumstances; providing a 50% discount on tuition to individuals unemployed for at least 6 months but who have been seeking employment and who are attending a community college and seeking vocational certificates; requiring the State to reimburse community colleges for foregone tuition revenue; requiring that funds used to reimburse community colleges shall be paid from the Education Trust Fund; etc.

This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE JULY 1, 2016

ED, § 16-106.1 - added and SG, § 9-1A-30 - amended

Assigned to: Appropriations

**HB 19 Delegate Adams, et al****PUBLIC SAFETY – BUILDING PERFORMANCE STANDARDS – LOCAL AMENDMENTS TO FIRE SPRINKLER SYSTEMS PROVISIONS**

Repealing the prohibition on a local jurisdiction adopting specified amendments to the Maryland Building Performance Standards regarding fire sprinkler systems in townhouses and one- and two-family dwellings; requiring that if a local jurisdiction adopts local amendments weakening the Maryland Building Performance Standards regarding fire sprinkler systems, the local amendment shall require that a builder provide the buyer with information and, if requested, install a fire suppression system at the buyer's expense; etc.

EFFECTIVE JULY 1, 2016

PS, § 12-504 - amended and § 12-504.1 - added

Assigned to: Environment and Transportation

**HB 20 Delegate O'Donnell****CALVERT COUNTY AND ST. MARY'S COUNTY – ARCHERY HUNTING – SAFETY ZONE**

Establishing for archery hunters in Calvert County and St. Mary's County a specified safety zone extending for 50 yards from a dwelling house, residence, church, or any other building or camp occupied by human beings within which archery hunting may not take place except under specified circumstances.

EFFECTIVE JULY 1, 2016

NR, § 10-410(g) - amended

Assigned to: Environment and Transportation

**HB 21 Delegate Haynes****SUSTAINABLE COMMUNITIES TAX CREDIT – RESIDENTIAL UNITS FOR LOWER-INCOME INDIVIDUALS**

Providing that a rehabilitation with at least 30 residential rental units is ineligible for the Maryland Sustainable Communities Tax Credit unless the individual or business entity seeking the certification agrees to set aside at least 10% of the residential rental units as housing for households whose median income does not exceed 60% of the area median income; and applying the Act to initial credit certificates issued on or after July 1, 2016.

EFFECTIVE JULY 1, 2016

SF, § 5A-303(c)(6) - added

Assigned to: Ways and Means

**HB 22 Delegate Krimm****INTERAGENCY DISABILITIES BOARD – MEMBERSHIP AND DUTIES – COMMUNITY INCLUSION TRAINING OVERSIGHT**

Altering the membership of the Interagency Disabilities Board; and requiring the Board to review the content and monitor the implementation of the training objectives and curriculum adopted by the Police Training Commission for a community inclusion training program at least once every 4 years or more frequently if requested by the Commission.

EFFECTIVE OCTOBER 1, 2016

HU, §§ 7-128 and 7-131 - amended

Assigned to: Health and Government Operations

**HB 23 Delegate McConkey****PROCUREMENT – PREVAILING WAGE LAW – WAIVER FROM PROVISIONS**

Authorizing a public body to request a waiver from the provisions of the prevailing wage law for construction of an elementary or a secondary school if compliance with the law defers or cancels the construction of another school, or increases the cost of constructing a school by 10% or more; authorizing the Commissioner of Labor and Industry to grant a waiver within 90 days after specified conditions have been satisfied by a public body; and requiring the Commissioner to adopt specified regulations.

EFFECTIVE JULY 1, 2016

SF, § 17-202(b) - amended and § 17-206 - added

Assigned to: Economic Matters

**HB 24 Delegates Szeliga and Cassilly****PUBLIC HEALTH – OVERDOSE RESPONSE PROGRAM –  
EDUCATIONAL TRAINING PROGRAM REQUIREMENT**

Requiring educational training for an Overdose Response Program overseen by the Department of Health and Mental Hygiene to include training in the requirement to immediately contact medical services after the administration of naloxone by a certificate holder instead of training in the importance of contacting emergency medical services.

EFFECTIVE OCTOBER 1, 2016

HG, § 13-3104 - amended

Assigned to: Health and Government Operations

**HB 25 Delegate Wivell****HEALTH INSURANCE – GROUP HEALTH BENEFIT PLANS –  
RENEWAL PREMIUM RATE CALCULATION STATEMENT**

Requiring specified health insurance carriers to provide to the policyholder or plan sponsor of a group health benefit plan a renewal premium rate calculation statement at least 90 days before the date of renewal of the group health benefit plan; requiring the statement to include specified information; and applying the Act to all group health benefit plans issued, delivered, or renewed in the State on or after October 1, 2016.

EFFECTIVE OCTOBER 1, 2016

IN, § 15-1408 - amended

Assigned to: Health and Government Operations

**HB 26 Delegate B. Wilson****CRIMINAL LAW – ARSON, BURNING, MALICIOUS DESTRUCTION,  
AND THEFT – PROPERTY OF ANOTHER – DEFINITION**

Defining the term “property of another” as used in specified provisions prohibiting arson, burning, and the malicious destruction of property to conform with the definition found in provisions relating to theft and related crimes; and clarifying that the “property of another” includes a tenant by the entirety.

EFFECTIVE OCTOBER 1, 2016

CR, §§ 6-101(d) and (e), 6-301, and 7-101(j) - amended and § 6-101(d) - added

Assigned to: Judiciary

**HB 27 Delegate Haynes****EDUCATION – COMMUNITY COLLEGES – COLLECTIVE BARGAINING**

Establishing collective bargaining rights for community college employees determined by the employer to be public employees for purposes of collective bargaining; establishing procedures for the election or recognition of an exclusive bargaining representative; establishing that a maximum number of four bargaining units may be designated in a community college; providing for specified contracts or agreements entered into before October 1, 2016, to remain in effect until the agreement or contract expires; etc.

EFFECTIVE OCTOBER 1, 2016

ED, §§ 16-403, 16-412, and 16-414.1 - repealed and §§ 16-701 through 16-710 - added and SP, §§ 3-2A-05, 3-2A-07, and 3-2A-08(a) - amended

Assigned to: Appropriations

**HB 28 Delegate McConkey****COMMISSION ON THE DISPOSITION OF THE CROWNSVILLE HOSPITAL CENTER PROPERTY**

Establishing the Commission on the Disposition of the Crownsville Hospital Center Property as an independent unit in the Executive Branch; placing the Commission under the Department of General Services for administrative and budgetary purposes; authorizing the Commission to sell, transfer, or otherwise dispose of specified property and enter into contracts and execute specified instruments to carry out its purpose; terminating the Act on June 30, 2018; etc.

EFFECTIVE JUNE 1, 2016

Assigned to: Environment and Transportation

**HB 29 Delegate Chang****EDUCATION – PARTICIPANTS IN YOUTH SPORTS PROGRAMS – CONCUSSIONS – PENALTIES FOR COACHES**

Requiring the State Board of Education to establish specified penalties for a violation of specified provisions of law relating to concussions and head injuries; requiring a local board of education to suspend a coach who violates specified provisions of law relating to the removal from play of a student who is suspected of sustaining a concussion or other head injury in a practice or game and the return to play of the student; providing the opportunity for a coach to appeal the decision of the county board to the State Board; etc.

EFFECTIVE OCTOBER 1, 2016

ED, § 7-433 and HG, § 14-501 - amended

Assigned to: Ways and Means

**HB 30      Delegate Wivell****CRIMINAL LAW – DISPLAY OF MATERIAL HARMFUL TO MINORS – RESTRICTIONS**

Prohibiting a person from offering for sale in a retail establishment open to the general public a book, magazine, or any other printed material, the cover or content of which is harmful to minors, if the material is on open display to, or within the convenient reach of, minors who may frequent the retail establishment, with a specified exception; providing a civil penalty of \$100 for the first violation, and \$300 for subsequent violations of the Act; etc.

EFFECTIVE OCTOBER 1, 2016

CR, § 11-203.1 - added

Assigned to: Judiciary

**HB 31      Delegate Lierman****COMMUNITY CLEANUP AND GREENING ACT OF 2016**

Prohibiting a store from distributing plastic disposable carryout bags free of charge to a customer at the point of sale; requiring a store to charge and collect a 10-cent fee for each paper disposable carryout bag the store provides; authorizing the store to pay a customer a credit of at least 5 cents for each bag provided by the customer; requiring a store to remit to the Comptroller the money retained by the store for specified purposes; establishing a maximum penalty of \$100 for a violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2016

BR, § 19-104 - added

Assigned to: Environment and Transportation and Economic Matters

**HB 32      Delegate Haynes****RESTORING AND SUSTAINING BALTIMORE CITY COMMUNITIES ACT OF 2016**

Requiring the Mayor and City Council of Baltimore City to grant, by law, a specified property tax credit against the property tax imposed on specified property located in specified communities in Baltimore City; establishing the amount and duration of the property tax credit; providing for the eligibility requirements of the property tax credit; providing the Act shall be applicable to all taxable years beginning on or after June 30, 2016; etc.

Preliminary analysis: local government mandate

EFFECTIVE JUNE 1, 2016

TP, § 9-304(i) - added

Assigned to: Ways and Means

**HB 33 Delegate Arentz****FAIRNESS IN TAXATION FOR RETIREES ACT**

Including income from specified retirement plans within a subtraction modification allowed under the Maryland income tax for retired individuals who are at least 65 years old or who are disabled or whose spouse is disabled; altering the determination of the maximum annual benefit under the Social Security Act for specified purposes; and applying the Act to taxable years beginning after December 31, 2015.

EFFECTIVE JULY 1, 2016

TG, § 10-209 - amended

Assigned to: Ways and Means

**HB 34 Delegates Cassilly and Szeliga****CRIMINAL LAW – ILLEGAL DISTRIBUTION OF CONTROLLED DANGEROUS SUBSTANCE NEAR METHADONE CLINIC – PENALTIES**

Prohibiting a person from illegally manufacturing, distributing, dispensing, or possessing with intent to distribute a controlled dangerous substance or conspiring to do so in, on, or within 1,000 feet of real property owned or leased by an entity licensed by the Department of Health and Mental Hygiene to serve as a methadone clinic or to provide opioid maintenance therapy or treatment; providing for the applicability of the Act; providing penalties for a violation of the Act; etc.

EFFECTIVE OCTOBER 1, 2016

CR, § 5-627.1 - added

Assigned to: Judiciary

**HB 35 Delegate McConkey****MARYLAND TRANSPORTATION AUTHORITY – CHESAPEAKE BAY BRIDGE – TOLL COLLECTION**

Requiring the Maryland Transportation Authority to implement a procedure at the William Preston Lane, Jr. Memorial Chesapeake Bay Bridge by July 1, 2026, that requires all tolls to be paid by an electronic means that allows vehicles to pass through the toll plaza without stopping at a toll booth.

EFFECTIVE JULY 1, 2016

TR, § 4-406 - added

Assigned to: Environment and Transportation

**HB 36 Delegate Haynes****REBUILDING BALTIMORE CITY COMMUNITIES ACT OF 2016**

Requiring the Mayor and City Council of Baltimore City to grant, by law, a specified property tax credit against the property tax imposed on specified property located in specified communities in Baltimore City; establishing the amount and duration of the property tax credit; providing for the eligibility requirements of the property tax credit; providing the Act shall apply to all taxable years beginning after June 30, 2016; etc.

Preliminary analysis: local government mandate

EFFECTIVE JUNE 1, 2016

TP, § 9-304(i) - added

Assigned to: Ways and Means

**HB 37 Delegate Kipke****ANNE ARUNDEL COUNTY – PROPERTY TAX DEFERRALS – PAYMENT DUE DATE**

Altering the due date for specified payment of deferred county property taxes in Anne Arundel County if the owner no longer satisfies specified income eligibility requirements; and making clarifying changes to provisions of law that require payment of specified deferred county property taxes under specified circumstances.

EFFECTIVE JULY 1, 2016

TP, § 10-204.6 - amended

Assigned to: Ways and Means

**HB 38 Delegate McConkey****STATE RETIREMENT AND PENSION SYSTEM – DISABILITY RETIREMENT – ALTERATIONS**

Authorizing the Board of Trustees for the State Retirement and Pension System to require retirees who are under normal retirement age and are receiving a disability retirement allowance to undergo a medical examination if good cause exists; authorizing the Board of Trustees to suspend a disability retirement allowance if the Board finds that a disability retiree is no longer mentally or physically incapacitated for the further performance of the normal duties of the position of the retiree at the time of retirement; etc.

EFFECTIVE JULY 1, 2016

SP, § 29-115.1 - added and § 29-116 - amended

Assigned to: Appropriations

**HB 39**      **Delegate A. Miller****EDUCATION – ORANGE RIBBON FOR HEALTHY SCHOOL HOURS – ESTABLISHMENT**

Establishing the Orange Ribbon for Healthy School Hours certification within the State Department of Education beginning in the 2017–2018 school year; providing that the purpose of the Orange Ribbon for Healthy School Hours certification is to recognize local school systems that create, implement, and enforce school start times that are consistent with the school start times recommended by the Department, the Department of Health and Mental Hygiene, and the American Academy of Pediatrics; etc.

EFFECTIVE JULY 1, 2016

ED, § 7-121 - added

Assigned to: Ways and Means

**HB 40**      **Delegate Morgan****ST. MARY’S COUNTY – PERSONAL PROPERTY TAX – EXEMPTION**

Exempting from the St. Mary’s County property tax specified personal property purchased by businesses for personal property tax returns filed during the period from January 1, 2017, to December 31, 2018; exempting specified personal property from the St. Mary’s County property tax for personal property tax returns filed on or after January 1, 2019; providing that specified personal property remains subject to the St. Mary’s County property tax; etc.

Preliminary analysis: local government mandate

EFFECTIVE JULY 1, 2016

TP, § 7-402 - added

Assigned to: Ways and Means

**HB 41      Delegate Arentz****PUBLIC SCHOOLS – BOARDS OF EDUCATION – ANONYMOUS TWO-WAY TEXT MESSAGING TIP PROGRAMS**

Requiring each local board of education to establish an anonymous two-way text messaging tip program to allow the reporting of an act of bullying, harassment, or intimidation of a student; requiring each board to publicize the two-way text messaging tip program in specified locations; requiring the completion of a victim of bullying, harassment, or intimidation report form and the provision of a specified transcript to a specified person on receipt of a report of any act of bullying, harassment, or intimidation; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2016

ED, §§ 7-424 and 7-424.1(b) - amended

Assigned to: Ways and Means

**HB 42      Delegate Haynes****TRANSFER OF STRUCTURED SETTLEMENTS – CHILDHOOD LEAD POISONING CLAIMS – REQUIREMENTS AND LIMITATIONS**

Requiring an application for authorization of a transfer of specified structured settlement payment rights to be filed in a circuit court in the county where the payee resides; requiring the payee to appear in person at the hearing on an application for authorization of a transfer of specified structured settlement payment rights; prohibiting the payee from transferring more than 25% of the discounted present value of future payments under a specified structured settlement agreement; applying the Act prospectively; etc.

EFFECTIVE JUNE 1, 2016

CJ, § 5-1103 - amended and § 5-1103.1 - added

Assigned to: Judiciary

**HB 43 Delegate Saab****DUTIES OF GUARDIAN OF THE PERSON AND VISITATION BETWEEN ADULT CHILD AND PARENT**

Expanding the duties of a guardian of a disabled person to include enforcing the right to receive visitors and specified communications; authorizing an adult child to file a petition to compel visitation with a parent; requiring the court to appoint an independent investigator to conduct an investigation and report to the court; requiring the court to determine whether the proposed visitee has specified decision-making capacity; requiring the court to grant or deny visitation under specified circumstances; etc.

EFFECTIVE OCTOBER 1, 2016

ET, § 13-708(b) - amended and § 13-708.1 - added and FL, §§ 15-101 through 15-104 - added

Assigned to: Judiciary

**HB 44 Delegate A. Miller****RECORDATION AND TRANSFER TAXES – EXEMPTIONS – PROPERTY CONVEYED FROM SOLE PROPRIETORSHIP TO LIMITED LIABILITY COMPANY**

Exempting a transfer of real property from a sole proprietorship to a limited liability company from recordation and transfer taxes if the sole member of the limited liability company is identical to the converting sole proprietor and specified other conditions are met.

EFFECTIVE JULY 1, 2016

TP, § 12-108(y) - amended

Assigned to: Ways and Means

**HB 45 Delegates McIntosh and M. Washington****STATE EDUCATION AID – REAL PROPERTY VALUATION – TAX INCREMENT FINANCING**

Requiring the assessed valuation of specified real property used in calculating the wealth of a jurisdiction for purposes of education aid to remain at a specified assessment for a specified period of time; defining specified terms; and applying the Act to the calculation of payments of State aid to counties and Baltimore City for fiscal years after June 30, 2017.

This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE JULY 1, 2016

ED, §§ 5-202(a)(3) and 16-305(b)(2) - amended

Assigned to: Appropriations

**HB 46 Delegate Chang****ANIMAL CONTROL AND VETERINARY FACILITIES – STRAY DOGS AND CATS – MICROCHIP SCANS**

Requiring an animal control facility, a veterinary office, or a veterinary hospital, within 48 hours of admitting a dog or cat with an unknown owner, to scan the dog or cat for an implanted microchip, consult a microchip registry to obtain the owner's contact information, and make a reasonable effort to notify the owner of the location of and procedure for claiming the dog or cat; prohibiting the sale, adoption, or euthanasia of a dog or cat impounded by animal control until it has been scanned for a microchip; etc.

Preliminary analysis: local government mandate

EFFECTIVE OCTOBER 1, 2016

AG, §§ 2-1701 and 2-1702 - added and CR, § 10-617 - amended

Assigned to: Environment and Transportation

**HB 47 Delegate B. Wilson****OPERATING A VEHICLE OR VESSEL – INJURY TO OTHERS WHILE UNDER THE INFLUENCE OF OR IMPAIRED BY ALCOHOL OR DRUGS**

Altering the prohibition against causing injury to another while operating a vehicle or vessel while under the influence of or impaired by alcohol or drugs to prohibit causing serious physical injury instead of life-threatening injury.

EFFECTIVE OCTOBER 1, 2016

CR, §§ 3-211(c), (d), (e), and (f) and 3-212, NR, § 8-738.1(a), and TR, §§ 16-205.1(c)(1) and 16-402(a)(36) - amended

Assigned to: Judiciary

**HB 48 Delegate M. Washington, et al****CREATION OF A STATE DEBT – BALTIMORE CITY – SCOTTISH RITE TEMPLE PRESERVATION AND RESTORATION**

Authorizing the creation of a State Debt not to exceed \$300,000, the proceeds to be used as a grant to the Board of Directors of the Maryland Scottish Rite Charitable Foundation, Inc. for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Scottish Rite Temple, located in Baltimore City; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2016

Assigned to: Appropriations

**HB 49      Delegate Holmes****CRIMINAL LAW – GAMING – HOME GAMES**

Allowing a person to conduct a home game that is a game of chance or skill involving wagering that is conducted in a person's home or a residential property restricted to housing for persons at least 55 years old and allows a player to compete directly against one or more other players; prohibiting a person from conducting a home game involving a player's use of an electronic device that connects to the Internet; and prohibiting a person from benefiting financially in any way, directly or indirectly, other than from specified winnings.

EFFECTIVE OCTOBER 1, 2016

CR, § 12-115 - added

Assigned to: Ways and Means

**HB 50      Delegate Arentz****HATE CRIMES – PROHIBITIONS AND PROTECTED CLASSES – EXPANSION TO LAW ENFORCEMENT OFFICERS AND FIRST RESPONDERS**

Including law enforcement officers and first responders within the scope of specified prohibitions against committing crimes against specified persons, damaging property of specified persons, and burning objects and damaging specified buildings in circumstances exhibiting animosity against persons or groups due to race, color, religious beliefs, sexual orientation, gender, disability, national origin, or status as homeless.

EFFECTIVE OCTOBER 1, 2016

CR, §§ 10-301, 10-304, and 10-305 - amended

Assigned to: Judiciary

**HB 51      Delegate O'Donnell****NATURAL RESOURCES – AQUACULTURE COORDINATING COUNCIL – MEMBERSHIP**

Altering the membership of the Aquaculture Coordinating Council to include one representative of the Oyster Recovery Partnership and one representative of the Maryland Farm Bureau.

EFFECTIVE OCTOBER 1, 2016

NR, § 4-11A-03.2(b) - amended

Assigned to: Environment and Transportation

**HB 52      Delegate Wivell****HEALTH INSURANCE – IN VITRO FERTILIZATION, PREGNANCY, AND CHILDBIRTH SERVICES – SURROGATE BENEFITS**

Prohibiting insurers, nonprofit health service plans, and health maintenance organizations from excluding benefits for expenses related to in vitro fertilization procedures performed on a specified surrogate; requiring insurers, nonprofit health service plans, and health maintenance organizations that provide benefits for pregnancy and childbirth to provide the benefits to a specified surrogate; applying the Act to all policies, contracts, and health benefit plans issued, delivered, or renewed on or before January 1, 2017; etc.

EFFECTIVE JANUARY 1, 2017

IN, § 15-810(c) and (d) - amended and § 15-850 - added

Assigned to: Health and Government Operations

**HB 53      Delegate O'Donnell****PRESIDENTIAL ELECTIONS – AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE – REPEAL**

Rescinding the State's consent to enter into the Agreement Among the States to Elect the President by National Popular Vote and repealing the statutory provisions reciting the Agreement; repealing specified provisions of law relating to the nomination of presidential electors; specifying that presidential electors in the State are elected at large by the voters of the entire State; specifying that presidential electors cast their votes for the candidates who receive a plurality of the votes cast in the State; etc.

EFFECTIVE JULY 1, 2016

EL, §§ 8-503 through 8-505 - amended and EL, § 8-5A-01, Ch. 43 of the Acts of 2007, § 3, and Ch. 44 of the Acts of 2007, § 3 - repealed

Assigned to: Ways and Means

**HB 54      Delegate Haynes****INCOME TAX CREDIT – STUDENT EMPLOYEES**

Allowing specified business entities a credit against the State income tax for the cost of hiring student employees who attend a high school at which at least 80% of the registered students are eligible for the federal free or reduced price meal program and who work for the business entity for specified time periods; providing that the credit may not exceed \$5,000 for any taxable year; applying the Act to all taxable years beginning after December 31, 2015; etc.

EFFECTIVE JULY 1, 2016

TG, § 10-737 - added

Assigned to: Ways and Means

**HB 55 Delegate Cluster****BALTIMORE COUNTY – EDUCATION – WHYTRY PROGRAM**

Establishing the WhyTry Program in Baltimore County; specifying the purpose of the Program is to assist a student with an unweighted grade point average of less than 2.0 per quarter and an attendance rate of less than 94% of the required days of school attendance to become a more effective student; requiring the Baltimore County Board of Education to develop and implement the Program; requiring the Board of Education to select two specified middle schools to participate in the Program; requiring the Program to include specified teachers; etc.

EFFECTIVE JULY 1, 2016

ED, § 7-208 - added

Assigned to: Ways and Means

**HB 56 Delegate K. Young****INVESTIGATIONAL DRUGS, BIOLOGICAL PRODUCTS, AND DEVICES – RIGHT TO TRY ACT**

Authorizing a manufacturer of an investigational drug, biological product, or device to make available the investigational drug, biological product, or device to eligible patients; specifying the manner in which a specified drug, product, or device may be provided to eligible patients; prohibiting a health occupations board from taking specified action against a health care provider's license on a specified basis; establishing that this Act does not create a specified cause of action; etc.

EFFECTIVE OCTOBER 1, 2016

HG, §§ 21-2B-01 through 21-2B-07 - added

Assigned to: Health and Government Operations

**HB 57 Delegate Cassilly****PUBLIC SAFETY – MARYLAND BUILDING PERFORMANCE STANDARDS – ADOPTION, IMPLEMENTATION, AND ENFORCEMENT OF MODIFICATIONS**

Altering the period of time from 12 months to 18 months in which the Department of Housing and Community Development is required to adopt each subsequent version of the Maryland Building Performance Standards; and altering the period of time from 6 months to 12 months in which a local jurisdiction is required to implement and enforce a modification of the Maryland Building Performance Standards adopted by the State.

EFFECTIVE OCTOBER 1, 2016

PS, §§ 12-503(a) and 12-505(a)(1) - amended

Assigned to: Environment and Transportation

**HB 58 Delegate O'Donnell****VEHICLE LAWS – HISTORIC MOTOR VEHICLES – AUTHORIZED USES AND INSPECTIONS**

Altering the uses and prohibited uses to which an owner of a historic motor vehicle is required to certify for the vehicle in a registration application; limiting the application of the exemption from specified motor vehicle inspection requirements and enforcement procedures for historic motor vehicles to specified model year vehicles; etc.

EFFECTIVE OCTOBER 1, 2016

TR, §§ 13-936 and 23-101(g) and (i) - amended

Assigned to: Environment and Transportation

**HB 59 Chair, Economic Matters Committee (By Request – Departmental – Commerce)****DEPARTMENT OF ECONOMIC COMPETITIVENESS AND COMMERCE – RENAMING**

Renaming the Department of Economic Competitiveness and Commerce to be the Department of Commerce; providing that the Department of Commerce is the successor of the Department of Economic Competitiveness and Commerce; providing that nothing in the Act affects the term of office of an appointed or elected member of any commission, office, department, agency, or other unit; etc.

EFFECTIVE JULY 1, 2016

EC, §§ 1-101(c), 2-101(c)(2), 2.5-101(a), and 9-101(c) and SG, § 8-201(b)(4) - amended

Assigned to: Economic Matters

**HB 60**      **Chair, Economic Matters Committee (By Request – Departmental – Maryland Insurance Administration)**

**INSURANCE – CERTIFICATE OF QUALIFICATION, LICENSING, AND REGISTRATION – ELECTRONIC MEANS**

Altering the renewal date and process for renewing certificates of qualification of surplus lines brokers; authorizing the Maryland Insurance Commissioner to send a specified notice relating to renewal of the certificate of qualification of a surplus lines broker, the license of an insurance producer, an insurance adviser, and a motor club, and the registration of a motor club representative at the electronic mail address of the holder of record; etc.

EFFECTIVE JANUARY 1, 2017

IN, §§ 3-316, 10-115, 10-117, 10-211, 26-206, and 26-305 - amended

Assigned to: Economic Matters

**HB 61**      **Chair, Environment and Transportation Committee (By Request – Departmental – Environment)**

**ENVIRONMENT – SOLID WASTE, RECYCLING, AND ANAEROBIC DIGESTION**

Providing that a person may operate an anaerobic digestion facility only in accordance with specified requirements, regulations, orders, and permits; requiring the Department of the Environment to adopt regulations relating to the design, construction, and operational conditions of recycling facilities, a tiered system of permits or approval for recycling facilities, and exceptions to any requirement to obtain a recycling facility permit or approval; altering specified definitions; etc.

EFFECTIVE OCTOBER 1, 2016

EN, §§ 9-101(j), 9-1701, and 9-1725 - amended and § 9-1713 - added

Assigned to: Environment and Transportation

**HB 62**      **Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)**

**NATURAL RESOURCES – FISHING AND HUNTING LICENSES**

Altering the application and issuance requirements and procedures for specified fishing and hunting licenses and registrations; repealing the reimbursement standards and procedures applicable to agents of the Department of Natural Resources who have unsold angler's or hunting licenses; repealing the prohibition against issuing a hunting license without specified written consent to an applicant under the age of 16 years; requiring a hunter of migratory game birds to be in possession of proof of purchase of the Maryland Migratory Game Bird Stamp; etc.

EFFECTIVE JULY 1, 2016

NR, Various Sections - amended and repealed

Assigned to: Environment and Transportation

**HB 63**      **Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)**

**NATURAL RESOURCES – FISHING – REGULATION AND USE OF COMMERCIAL FINFISH TROTTLINES**

Authorizing the Department of Natural Resources, in consultation with specified entities, to adopt regulations defining and governing the use of commercial finfish trotlines; and establishing an exception to the prohibition against using more than two hooks or sets of hooks for each commercial rod or line by authorizing a tidal fish licensee to use a finfish trotline.

EFFECTIVE JULY 1, 2016

NR, §§ 4-221 and 4-710(h) - amended

Assigned to: Environment and Transportation

**HB 64**      **Delegate Haynes**

**INCOME TAX CREDIT – PAYMENT OF TUITION AT A COMMUNITY COLLEGE**

Allowing an individual who pays specified tuition and fees at a community college to claim a credit against the State income tax up to the amount of State income tax imposed or tuition paid for the taxable year; prohibiting an individual from claiming the credit for the amount of tuition otherwise covered by grants or loans; requiring the Comptroller to adopt specified regulations; applying the Act to taxable years beginning after December 31, 2015; etc.

EFFECTIVE JULY 1, 2016

TG, § 10-737 - added

Assigned to: Ways and Means

**HB 65**      **Chair, Environment and Transportation Committee (By Request – Departmental – Natural Resources)**

**TREE EXPERT LICENSE – APPLICATION AND RENEWAL – REPEAL OF SUNSET PROVISION**

Repealing the termination provision of specified provisions of law relating to the application for and renewal of a tree expert license; requiring a licensed tree expert to complete the professional development curriculum established by the Department of Natural Resources after September 1, 2017; etc.

EFFECTIVE JULY 1, 2016

Chapter 20 of the Acts of 2011, § 2 - amended

Assigned to: Environment and Transportation

**HB 66**      **Chair, Appropriations Committee (By Request – Departmental – Office for Children)**

**RESIDENTIAL CHILD CARE CAPITAL GRANT PROGRAM – REPEAL**

Repealing the Residential Child Care Capital Grant Program, which authorizes the Board of Public Works, on the recommendation of the Executive Director of the Governor's Office for Children, to make specified grants to counties, municipal corporations, and nonprofit organizations; repealing provisions of law relating to the purposes, administration, and funding of the Program; repealing provisions of law relating to the uses, terms, and conditions of the grants and the State's recovery of funds expended under the Program; etc.

EFFECTIVE JULY 1, 2016

HU, §§ 8-901 through 8-911 - repealed

Assigned to: Appropriations

**HB 67**      **Chair, Ways and Means Committee (By Request – Departmental – Office for Children)**

**MARYLAND INFANTS AND TODDLERS PROGRAM – COMPOSITION**

Repealing the requirement for the Maryland Infants and Toddlers Program to include early intervention services provided or supervised by the Governor's Office for Children.

EFFECTIVE OCTOBER 1, 2016

ED, § 8-416 - amended

Assigned to: Ways and Means